

May 12 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA
Supreme Court Cause No. _____

Jonathan R. Motl
Attorney for Appellants Wiser and Conlan
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FILED

MAY 12 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

LEE WISER and CHARLES
CONLAN,

Appellants,

v.

NOTICE OF APPEAL

MONTANA BOARD OF
DENTISTRY,

Appellees.

Notice is given that Lee Wiser and Charles Conlan, the Appellants above named and who are Plaintiffs in that cause of action filed in the First Judicial District, in and for the County of Lewis and Clark, as Cause No. CDV 2009-177, hereby appeal to the Supreme Court of the State of Montana from the final judgment or order entered in such action on the 17th day of March, 2010.

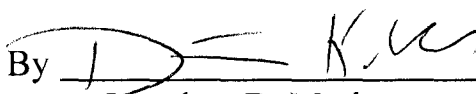

The Appellant further Certifies:

1. That this appeal is not subject to the M.R. App. 7.

2. That this appeal is not an appeal from an order certified as final under M. R. Civ. P. 54(b).
3. That the notice required by M. R. App. 27 has been or will be given, within 11 days of the date hereof, to the Supreme Court and to the Montana Attorney General with respect to a challenge to the constitutionality of any act of the Montana Legislature.
4. That all available transcripts of the proceedings in this cause have been ordered from the court reporter contemporaneously with the filing of this notice of appeal.
5. That included herewith is the filing fee prescribed by statute.

Dated this 11 day of May, 2010.

REYNOLDS, MOTL & SHERWOOD, PLLP

By 
Jonathan R. Motl
For  Attorney for Appellants

CERTIFICATE OF SERVICE

I hereby certify that I have filed a true and accurate copy of the foregoing NOTICE OF APPEAL with the Clerk of the Montana Supreme Court; and that I have served true and accurate copies of the foregoing NOTICE OF APPEAL upon the Clerk of the District Court, and each attorney of record, as follows:

Nancy Sweeney
Clerk of District Court
Lewis and Clark County
228 Broadway Street
Helena, MT 59601-4263

Thomas G. Bowe
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Attorney for Appellees

By 